



California Contract Cities Association

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1/27/06

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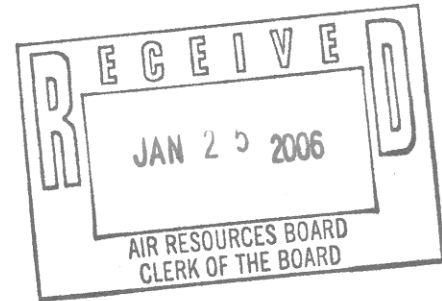
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January 23, 2006

Dr. Robert F. Sawyer
Chairman
California Air Resources Board
P.O. Box 2815
Sacramento, CA 95812



RE: January 27, 2006 Public Hearing on MOU Between CARB and the Railroads

Dear Dr. Sawyer:

The California Contract Cities Association is on record (letter to Interim Chair Barbara Riordan Dated September 26, 2005) as objecting to the Memorandum of Understanding (MOU) signed by the Executive Officer of California Air Resources Board (CARB) and the Union Pacific and Burlington Northern Santa Fe Railroads.

We wish to assert for the record that we continue to oppose the agreement and that we urge CARB to repeal the agreement at the public hearing scheduled for January 27, 2006.

Sincerely,

David A. Spence

David A. Spence
President

CC: Bill Burke, SCAQMD
Executive Board and Legislative Committee, CCCA

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September 26, 2005

Barbara Riordan, Interim Chair
California Air Resources Board
P.O. Box 2815
Sacramento, CA 95812

Dear Interim Chair Riordan:

The California Contract Cities Association objects to the Memorandum of Understanding (MOU) signed by the Executive Officer of the California Air Resources Board (CARB) and the Union Pacific and Burlington Northern Santa Fe Railroads. The MOU in its present form is unacceptable to our Association. There are various provisions in the MOU that are vague and unenforceable and can be further improved.

The California Contract Cities Association supports legislation and regulations as the best way to reduce pollution from railroads. But if CARB proceeds with the MOU, we believe that it must be modified by going through a full public process to require enforceable emission reductions using latest available technologies.

We also request that CARB withdraw its opposition to AB 888 (De La Torre) and SB 459 (Romero) and support the South Coast Air Quality Management District's proposed Regulation 35. Our Association has already taken a support position on these bills. This legislation, as well as local regulations, would provide for greater future emission reductions and health benefits.

Sincerely,

David A. Spence
President

CC: Bill Burke, Chairman, SCAQMD
Senator Gloria Romero
Assemblyman Hector De La Torre
Executive Board, CCCA